



MICHIGAN
HOUSE OF REPRESENTATIVES
P.O. Box 30014
LANSING, MICHIGAN 48909-7514

MINUTES OF THE COMMITTEE
ON
CRIMINAL JUSTICE

Tuesday, December 8, 2015 9:00 a.m. Room 327 House Office Building

The House Standing Committee on Criminal Justice was called to order by the Chair.

Members present: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Members absent/excused: None.

The Chair laid HB 4868 before the committee:

HB 4868 (Heise) Aeronautics; other; use of unmanned aerial vehicles; criminalize certain uses.

Representative Lucido moved to adopt substitute (H-2) to HB 4868. The motion prevailed 7-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Nays: None.

Pass: None.

The Chair testified in support of his bill. Questions and discussion followed.

The following people submitted a card in support of the bill, but did not wish to speak:

Winston Feelely, representing DTE Energy.

John Dulmes, representing the Michigan Chemistry Council.

Katie Abraham, representing American Petroleum Institute.

Sgt. Tim Fitzgerald, representing Michigan State Police.

John Cool, representing the Railroad Association of Michigan.

Representative Afendoulis moved to report HB 4868 with recommendation, as substitute (H-2). The motion prevailed 7-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Nays: None.

Pass: None.

The Chair laid HB 4947, HB 4948, HB 4949, HB 4950, HB 4951, HB 4952, HB 4953, HB 4954, HB 4955, HB 4956, HB 4957, HB 4958, HB 4959, HB 4960, HB 4961, HB 4962, HB 4963, HB 4964, HB 4965 and HB 4966 before the committee:

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| HB 4947 | (Lucido) | Juveniles; criminal procedure; age of juvenile court jurisdiction and location of juvenile detention in some instances; modify. |
| HB 4948 | (Howrylak) | Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise code of criminal procedure to reflect increase in age limit and factors for consideration. |
| HB 4949 | (Page) | Juveniles; criminal procedure; age of juvenile court jurisdiction in juvenile diversion act; modify. |
| HB 4950 | (Garrett) | Juveniles; criminal procedure; age of juvenile jurisdiction in youth rehabilitation services act; modify. |
| HB 4951 | (Forlini) | Mental health; other; age of juvenile in disposition of persons found not guilty by reason of insanity; modify. |
| HB 4952 | (Webber) | Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise the code of criminal procedure to reflect increase in age limit and factors for consideration. |
| HB 4953 | (Afendoulis) | Juveniles; criminal procedure; definition of adult in Michigan indigent defense commission act; modify. |
| HB 4954 | (Santana) | Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise the code of criminal procedure to reflect increase in age limit and factors for consideration. |
| HB 4955 | (Santana) | Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise the code of criminal procedure to reflect increase in age limit and factors for consideration. |
| HB 4956 | (Guerra) | Juveniles; criminal procedure; factors to consider when determining jurisdiction over juveniles in certain circumstances; modify. |
| HB 4957 | (Heise) | Juveniles; other; detention of juveniles in certain circumstances; modify. |
| HB 4958 | (Heise) | Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise the code of criminal procedure to reflect increase in age limit and factors for consideration. |
| HB 4959 | (Heise) | Corrections; alternatives; restrict placement of youth under 18 during confinement, trial, or transport; prohibit placement with adults during confinement, trial, or transport. |

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| HB 4960 (Kesto) | Juveniles; criminal procedure; certain offenses that do not require adult sentencing; eliminate from the list of specified juvenile offenses in code of criminal procedure. |
| HB 4961 (Kesto) | Juveniles; criminal procedure; specified juvenile violation definition; modify in the revised judiciary act. |
| HB 4962 (Kosowski) | Juveniles; criminal procedure; specified juvenile violation definition; modify in probate code of 1939. |
| HB 4963 (Kosowski) | Corrections; other; monitoring and oversight of juveniles under the age of 18 placed under the jurisdiction of the department of corrections; require, and provide for certain reporting. |
| HB 4964 (Love) | Human services; county services; county child care fund reimbursement rate; increase. |
| HB 4965 (Chang) | Corrections; other; family advisory board; establish. |
| HB 4966 (Howrylak) | Corrections; jails; time confined in cells for incarcerated individuals under 21 years of age; develop policies to limit. |

Dana Gill and Dennis VanDam, representing the Michigan Association of Counties and Ottawa County, testified in opposition to the bills, as introduced. Questions and discussion followed.

Bill Forsyuh, representing the Kent County Prosecuting Attorney, testified in opposition to the bills. Questions and discussion followed.

Brian Manning and Andrew Kandrevas, both representing Wayne County, testified in opposition to the bills, as introduced. Questions and discussion followed.

Tom Hickson, representing the Michigan Catholic Conference, testified in support of the bills.

Dr. Herman McCall, representing the Michigan Department of Health and Human Services, testified in opposition to HB 4964. Questions and discussion followed.

Brian Philson, representing Highfields, testified in support of HB 4947, HB 4948, HB 4949, HB 4950, HB 4951, HB 4952, HB 4953, HB 4954, HB 4956, HB 4957, and HB 4958. Questions and discussion followed.

Bruce Timmons, representing himself, testified in support of the bills.

Lois DeMott, representing the Family Advisory Board and Family Participation Program, testified in support of HB 4957, HB 4959, and HB 4966.

Kyle Kaminski, representing the Michigan Department of Corrections, testified on the bills.

The following people submitted a card in support of the bills, but did not wish to speak:

Representative Sheldon Neeley, Chairmen of the Black Caucus.

Sandra Girard, representing the Citizens for Prison Reform.

The following people submitted a card in support of HB 4947, HB 4948, HB 4949, HB 4950, HB 4951, HB 4952, HB 4953, HB 4954, HB 4956, HB 4957, and HB 4958, but did not wish to speak:

Leon El Alamin, representing Made Institute.

Lynn Scott, representing Unitarian Universalist Church of Lansing.

Representative Weber moved to adopt the December 1st, 2015 minutes. There being no objection, the motion prevailed by unanimous consent.

There being no further business before the committee, the Chair adjourned the meeting at 10:36 a.m.

Representative Kurt Heise, Chair_____

Angie Lake, Committee Clerk

House Criminal Justice Committee